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TO NAME Examiner Sonya N. Wright COMPANY/FIRM U.S. Patent & Trademark Office NUMBER OF PAGES INCLUDING COVER: <u>2</u>	DATE August 12, 2002 FAX # 703-308-7922 CONFIRM FAX: <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO
FROM NAME Vincent K. Shier, Ph.D. Registration No. 50,552 DIRECT PHONE # 703-413-3000	OUR REFERENCE 210100US0PCT YOUR REFERENCE 09/868,894

MESSAGE

Examiner Wright,

Per our discussion this afternoon, attached is an excerpt from Applicant's instructions. Please let me know if these are acceptable or if further election is necessary.

With best regards,

Vince

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"As to the restriction requirement, we would like to elect the following embodiment (A) among the embodiments (A) to (C), which were drafted by us.

Applicant's Specific Embodiment

(A) Claims 1-17, drawn to compounds in formula (I) wherein

R1 is as defined, (namely, lower alkyl, halogen, optionally substituted heterocyclic group or optionally substituted aryl)

R2 is as defined, (namely, carboxy, protected carboxy or amidated carboxy)

Ar is optionally substituted heterocyclic group, (preferably thienyl)

A is as defined, (namely, lower alkylene)

X is as defined, (namely, oxa or a single bond)

Y is as defined, (namely, thia, sulfinyl or sulfonyl)

Z is methylene, and

m and n are as defined.

(B) Claims 1-17, drawn to compounds in formula (I) wherein

R1 is as defined, (namely, lower alkyl, halogen, optionally substituted heterocyclic group or optionally substituted aryl)

R2 is as defined, (namely, carboxy, protected carboxy or amidated carboxy)

Ar is optionally substituted aryl, (preferably phenyl)

A is as defined, (namely, lower alkylene)

X is as defined, (namely, oxa or a single bond)

Y is as defined, (namely, thia, sulfinyl or sulfonyl)

Z is methylene, and

m and n are as defined.

(C) And other minor compounds.

We believe that each embodiment (A)/(B) satisfies the criteria for unity of invention.

Nevertheless, if the above embodiment (A) is not accepted by the Examiner, we are ready to restrict the definition of embodiment (A) to a narrow one, wherein X is a single bond, and/or Y is sulfonyl, and the like."